

JPW



**PATENT**  
**Customer No. 22,852**  
**Attorney Docket No. 06028.0045-00**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
<b>François LE BOURHIS et al.</b>	)	
	)	
Application No.: 10/796,016	)	Group Art Unit: 1616
	)	
Filed: March 10, 2004	)	Examiner: Marina Lamm
	)	
For: AEROSOL DEVICE COMPRISING A	)	
COSMETIC COMPOSITION	)	Confirmation No.: 2658
COMPRISING AT LEAST ONE	)	
POLYURETHANE AND AT LEAST ONE	)	
PROPELLANT COMPRISING	)	
DIMETHYL ETHER AND AT LEAST	)	
ONE C <sub>3</sub> -C <sub>5</sub> HYDROCARBON	)	

**SUPPLEMENTAL INFORMATION DISCLOSURE**  
**STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed foreign documents are attached.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

With respect to the non-English language documents, Applicants have the following remarks:

1. **JP 2001-48733** - This document is believed to be related to International Patent Application Publication No. WO 01/10393, provided herewith, and published in English.
2. **JP 2002-523439** - This document is believed to be related to U.S. Patent No. 6,495,119 B1, cited on the attached Form PTO/SB/08.
3. **JP 2001-523440** - This document is believed to be related to U.S. Patent Application No. US 2003/0206871, cited on the attached Form PTO/SB08.
4. **WO 01/16200 A1** - This document is believed to be related to Canadian Patent No. 2 382 970, submitted herewith, and published in English.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

**Attorney Docket No. 06028.0045-00**  
**Application No. 10/796,016**

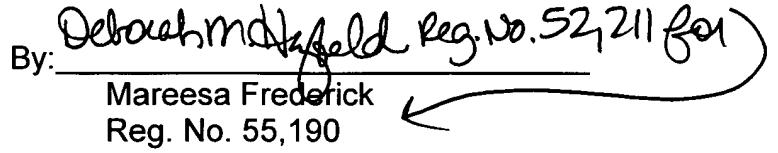
If there is any fee due in connection with the filing of this Statement, please  
charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

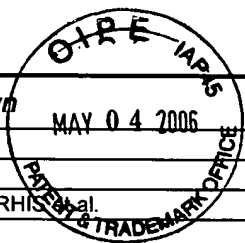
FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: May 4, 2006

By: Deborah M. Hoffeld Reg. No. 52,211 for  
Mareesa Frederick  
Reg. No. 55,190



IDS Form PTO/SB/08: Substitute for form 1449A/PTO  <div style="text-align: center;"><b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b></div> <div style="text-align: center;"><i>(Use as many sheets as necessary)</i></div>				<b>Complete if Known</b>	
				<i>Application Number</i>	10/796,016
				<i>Filing Date</i>	March 10, 2004
				<i>First Named Inventor</i>	Francois LE BOURHIS et al.
				<i>Art Unit</i>	1616
				<i>Examiner Name</i>	Marina Lamm
				<i>Attorney Docket Number</i>	06028.0045-00000
Sheet	1	of	1		



U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	1	US 6,495,119 B1	12/17/2002	Sturla et al.	
	2	US 2003/0206871 A1	11/06/2003	Sturla et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
	3	CA 2 382 970 A1	03/08/2001	Sanner et al.		
	4	JP 2001-48733	02/20/2001	Asaoka et al.		
	5	JP 2002-523439	07/30/2002	Sturla et al.		
	6	JP 2002-523440	07/30/2002	Sturla et al.		
	7	WO 01/10393 A2	02/15/2001	Asaoka et al.		
	8	WO 01/16200 A1	03/08/2001	Nguyen et al.		
Examiner Signature				Date Considered		

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.